FARAD CONTINUTION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil Appln no96 of 2003
in
C.R A no. 668 of l998

Office Notes,Office Memorandum of Coram appearence,Court's Orders & Directions and Registrar's Order	Court or Judge's Order

Mr V.B. Konde-Deshmukh for applicant
Mr. V.B.Sakhare AGP

CORAM; A.M.KHANWILKAR J.

DATED 6.3.2006

P.C.

. Leave to amend prayer clause for setting aside the abatment.That amendment shall be carried out during the course of day as assured by the advocate.

. Heard counsel for the parties. Indeed no explanation has been offered in the application as to why delay of l2 days should not be condoned. However, the applicant has filed a

subsequent affidavit dated 2l.l2.l999 and proper application mentioning the reasons with regard to the delay in paras 3 to 6 thereof. The explanation offered being sufficient case, this application is allowed and delay is condoned. Abatement is set aside and the applicant is permitted to amend the cause title so as to bring on record the heirs of the deceased applicant. Amendment to be carried out within two weeks from today,failing which the main proceedings to stand dismissed without further reference to court.